

HEWLETT-PACKARD COMPANY  
Intellectual Property Administration  
P. O. Box 272400  
Fort Collins, Colorado 80527-2400

PATENT APPLICATION

ATTORNEY DOCKET NO. 200301878-2

IN THE  
U.S. PATENT AND TRADEMARK OFFICE

Anticipated Classification of this application:

Class 709 Subclass \_\_\_\_\_

Prior application:

Examiner: Chu, Gabriel L.

Art Unit: 2184

Commissioner For Patents  
PO Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on 2/20/2004 and is addressed to the Commissioner for Patents, Alexandria, VA 22313-1450

"Express Mail" label no. EV395542311US

Typed Name: Hope A. Charles

Signature: Hope A. Charles

REQUEST FOR A CONTINUING APPLICATION UNDER 37 CFR 1.53(b)

Sir:

This is a request for filing a continuing application under 37 CFR 1.53(b) a

(X) continuation application of:

( ) divisional application of:

Pending Prior Application

Application No. 09/707,132 filed 11/6/2000

Title System, Machine, and Method for Maintenance of Mirrored Datasets through Surrogate Writes  
During Storage-Area Network Transients

Name of applicant(s) Greg Pellegrino, Thomas Grieff

Copy of Application

(X) Enclosed is a copy of the prior application, including the drawings.

( ) Enclosed is a new specification, including new drawings.

Oath or Declaration

(X) Enclosed is a copy of the prior Declaration (37 CFR 1.63(d)).

( ) Enclosed is a newly executed Declaration (original or copy).

Foreign Priority - 35 USC 119

( ) Foreign priority under 35 U.S.C. 119 has been claimed in prior Application No. \_\_\_\_\_  
filed on \_\_\_\_\_ in \_\_\_\_\_

( ) The certified copy has been filed in prior Application No. \_\_\_\_\_  
filed \_\_\_\_\_

( ) A separate paper claiming direct priority to a foreign application is enclosed herewith. A certified copy of the foreign application will be provided in due course.

Relate Back - 35 USC 120

Cross Reference To Related Application(s);

This is a (X) continuation ( ) divisional

of copending application number 09/707,132 filed on 11/6/2000

which is hereby incorporated by reference herein.

**Inventorship Statement**

- ( ) Delete the following named individuals as inventors in this application in accordance with 37 CFR 1.53(b) as a result of a change in the claimed subject matter:

**Appointment of Associate Attorney**

- ( ) Recognize as Associate Attorney or Agent \_\_\_\_\_  
Registration No. \_\_\_\_\_  
( ) authorization is hereby granted by signature below of the Attorney or Agent of record  
( ) the Associate Attorney or Agent may not have the authority to appoint other Attorneys or Agents

**Communications**

- (X) Address all future communications to:

HEWLETT-PACKARD COMPANY  
Intellectual Property Administration  
P. O. Box 272400  
Fort Collins, Colorado 80527-2400

Direct telephone calls to:

**N. Rhys Merrett**  
**(972) 862-7428**

**Other Amendments**

- (X) Enter the enclosed Preliminary Amendment. The filing fee is calculated on the basis of the amended claims.

**Fee Calculation**

- (X) The filing fee is calculated below for (X) Utility ( ) Design

CLAIMS AS FILED BY OTHER THAN A SMALL ENTITY				
(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) TOTALS
TOTAL CLAIMS	21 — 20	1	X \$18	\$ 18
INDEPENDENT CLAIMS	5 — 3	2	X \$86	\$ 172
ANY MULTIPLE DEPENDENT CLAIMS	0		\$290	\$ 0
BASIC FEE: Design ( \$340.00 ); Utility ( \$770.00 )				\$ 770
TOTAL FILING FEE				\$ 960
TOTAL CHARGES TO DEPOSIT ACCOUNT				\$ 960

Charge \$ 960 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

Respectfully submitted,  
**Greg Pellegrino, Thomas Gieff**

By Jed W. Caven  
Attorney/Agent for Applicant(s)  
Reg. No. **40,551**

Date: **2/20/2004**

Telephone No.: **(303) 539-0265**